

**SUNSHINE ORDINANCE
TASK FORCE**



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**ORDER OF DETERMINATION
January 30, 2017**

DATE ISSUED
January 4, 2017

CASE TITLE – Ann Treboux v. Kate Patterson and the Arts Commission
(File No. 16068)

FACTS OF THE CASE

On August 5, 2016, the following complaint was filed with the Sunshine Ordinance Task Force (SOTF):

File No. 16068: Complaint filed by Ann Treboux against Kate Patterson and the Arts Commission, for allegedly violating Administrative Code (Sunshine Ordinance), Section 67.25, by failing to respond to an Immediate Disclosure Request in a timely and/or complete manner.

HEARING ON THE COMPLAINT

On November 22, 2016, the Complaint Committee acting in its capacity to hear complaints heard the matter and referred it to the Task Force for hearing

On January 4, 2017, the SOTF reviewed the recommendation from Committee and held a hearing to review the merits of the complaint.

Ann Treboux (Complainant) provided an overview of the complaint and requested that the Task Force find violations. Ms. Treboux stated that she did not receive notice that the person in receipt of the request for public records was out of the office. Kate Patterson (Arts Commission) (Respondent), provided a summary of the department's position. Ms. Patterson stated the out of office notification for the absent staff member was active and that the public records was provided upon the return of the staff member. There were no speakers in support of the Respondent. A question and answer period followed. The Respondent and Complainant were provided the opportunity for rebuttals.

FINDINGS OF FACT AND CONCLUSION OF LAW

Based on the testimony and evidence presented, the SOTF found that a violation of Administrative Code (Sunshine Ordinance), Section(s) 67.25, occurred.

ORDER OF DETERMINATION

The Sunshine Ordinance Task Force found that Kate Patterson and the Arts Commission violated Administrative Code (Sunshine Ordinance), Section 67.25, by failing to respond to an Immediate Disclosure Request in a timely manner.

The motion to find violations PASSED by the following vote:

Ayes: 8 - Eldon, J. Wolf, Maass, Cannata, Fischer, Hinze, Hyland, B. Wolfe

Noes: 0 - None

Absent: 2 - Chopra, Baranetsky

Excused: 1 - Tesfai



Bruce Wolfe, Chair
Sunshine Ordinance Task Force

- c. Ann Treboux (Complainant)
Kate Patterson, Arts Commission (Respondent)